

Memorandum

Date: October 3, 2001

Subject: Potential Illegal Damming of Pocatello Creek

From: Craig L. Saxton

On October 3, 2001 I drove to the site of what I felt was an illegal damming of Pocatello creek and took pictures.

From unsolicited conversations with concerned downstream users, I am informed that the person responsible for damming the stream is Ethal and Matt Honeycutt. Matt has passed and Ethal's son-in-law helps her run the place. I don't know the name of the son.

Despite the information from the neighbors, tax lot information indicates property owner being:

William and Barbara Jo Fritch
8418 W Pocatello Ck Rd
Pocatello ID, 83201

Adjudication Claim 29-00443B was filed for:

William and Barbara Fritch
8427 Pocatello Ck Rd
Pocatello Id 83201

I tried to contact the Fritch's on 9/25/01 to discuss their SRBA Claim. I left a message on the phone and received no response.

Initial review of 29-00443B indicates POU within original Decreed POU. 1987 NAPP shows maximum irrigated acres of 1 acre. No additional evidence of ownership of a portion of right 29-00443 was provided with the claim. At this time, a recommendation for the right cannot be confirmed based on a need to research the other split portions. However, at this time, I feel that there is some water right associated with the property.

The issue of ownership of this land vs. who is responsible for the damming of the stream is still unresolved.